

*Office Memorandum* • UNITED STATES GOVERNMENT

TO : ✓ Gen. Truscott, Mr. Helms, Mr. Angleton

DATE: 24 Jun 57

FROM : 

SUBJECT: Revision of NSCID #5

Here is my contribution to "the cause". I have tried to make it as coherent as possible; base its provisions on and with the language of the National Security Act of 1947; define the operations and actions covered by the paper; eliminate those words which are fundamentally "objectionable" to the military; pin down in plain language the DUTY of the DCI to coordinate all such activities; provide for the nuts and bolts of procedural matters to be put in DCID's such as 5/2.

*Copy to Mr. Helms, Mr. Angleton  
by  personally.*

~~TOP SECRET~~

Approved For Release 2003/08/18 : CIA-RDP85S00362R000600160021-5

NATIONAL SECURITY COUNCIL INTELLIGENCE DIRECTIVE NO. 5

CLANDESTINE

ESPIONAGE, COUNTER-INTELLIGENCE AND RELATED OPERATIONS

Pursuant to the provisions of Section 102 (d) of ~~The~~ National Security Act of 1947, as amended, and with specific reference to sub-paragraphs (4) and (5) thereof, the National Security Council hereby authorizes and directs that:

1. The basic purpose of this directive is to promote the effective use of all capabilities for the carrying out the operations and actions defined herein that may be currently or potentially available and useful to the U.S. Government.
2. This directive shall apply solely to operations and actions performed outside the continental limits of the United States and its possessions.
3. For the purposes of this directive the following definitions shall apply:
  - a. CLANDESTINE - any operation conducted by means designed to conceal the true nature of the activity, the identification of persons, equipment or facilities with the activity, and the identification of any of these with the United States or any other nation with whom it may be associated in the conduct of the operation involved.
  - b. ESPIONAGE is the clandestine procurement of information.

Document No. _____
No Change In Class. <input type="checkbox"/>
<input type="checkbox"/> Declassified
Class. Changed to: TS (S) C
Next Review Date: _____
Auth.: HQ 70-3
Date: 9-18-91
By: _____

~~TOP SECRET~~

25X1

Approved For Release 2003/08/18 : CIA-RDP85S00362R000600160021-5

25X1

~~TOP SECRET~~

c. COUNTER-INTELLIGENCE is any action taken for the purpose of (a) protecting the United States against such clandestine efforts as espionage, subversion, or sabotage by foreign powers and dissident groups threatening the national security, or (b) acquiring information about the personnel, organization, facilities, or plans of persons or groups engaged in or suspected of such clandestine efforts.

d. COUNTER-ESPIONAGE, COUNTER-SABOTAGE, and COUNTER-SUBVERSION are among those phases of counter-intelligence wherein the objectives desired are sought through the performance of clandestine operations.

e. CLANDESTINE SERVICE LIAISON is a related clandestine operation and applies to any liaison relationship between a member agency of the U.S. Intelligence Community and an intelligence or related service of a friendly foreign power and which is concerned with clandestine operations.

f. The U.S. INTELLIGENCE COMMUNITY comprises those Departments and Agencies having representation on the Intelligence Advisory Committee and described herein as "member agencies" of such community.

g. NATIONAL - this term when applied to the operations and actions defined herein, further defines those which the National Security Council has determined can be more efficiently accomplished centrally and are therefore performed by the Central Intelligence Agency/(as a service of common concern) for the benefit of the other member agencies of the U.S. Intelligence Community or for such other purposes as the National Security Council may direct.

h. DEPARTMENTAL - this term when applied to the operations and actions defined herein, further defines those which are performed by any

~~TOP SECRET~~

3. The Central Intelligence Agency shall perform all National espionage operations for the collection of foreign intelligence information required to meet the needs of the National Security Council and all Departments and Agencies concerned in connection with the ~~national~~ security.

4. The Central Intelligence Agency shall perform all phases of National counterintelligence operations and shall be responsible for maintaining a central file of foreign counter-intelligence information as a service of common concern to the U.S. Intelligence Community. The other member agencies of the intelligence community shall contribute to this central file, on a continuing basis, ~~all~~ pertinent information collected by them.

5. Member agencies of the U.S. Intelligence Community, other than the Central Intelligence Agency, may conduct such Departmental espionage operations as they may deem essential to the execution of their assigned missions, such <sup>phases of</sup> Departmental counter-intelligence as they may deem necessary for the security of their personnel, classified information, equipment or installations, and such Departmental clandestine service liaison relationships as they may require to support their clandestine operations.

6. Comprehensive coordination of all clandestine operations authorized by this directive can be more efficiently accomplished centrally; therefore, it shall be the duty of the Director of Central Intelligence to coordinate <sup>any</sup> such operations in ~~all~~ <sup>any</sup> area of the world outside the continental limits of the United States and its possessions other than active theaters of war where U.S. forces are engaged, and to ensure their coordination with those Departments and Agencies responsible for domestic counter-intelligence operations to the extent necessary to ensure conformity with policies

enunciated by the National Security Council. The procedures necessary to ensure the coordination desired will be ~~be~~ established by the Director of Central Intelligence, in consultation with the Intelligence Advisory Committee, and promulgated ~~by~~ <sup>through</sup> the issuance of Director of Central Intelligence Directives as prescribed in National Security Council Intelligence Directive No. 1.

7. In all foreign areas other than active theaters of war where U.S. forces are engaged, the designated representatives of the Director of Central Intelligence are responsible for keeping the senior U.S. Representative appropriately advised of all clandestine operations, authorized by this directive, being conducted in or from the area, and will, in any foreign area where large U.S. military commands are stationed, keep the senior U.S. Military Commanders informed of those clandestine operations performed by the Central Intelligence Agency in or from such areas in direct support of such commanders.

8. In active theaters of war where U.S. forces are engaged, all Central Intelligence Agency personnel, American or foreign, located therein and engaged in the conduct or support of National espionage, counter-intelligence, and related operations will be included in a CIA Force and, through the CIA Commander thereof, will provide espionage and counter-espionage support to military operations in accordance with the requirements of the U.S. Theater Commander or the Joint Chiefs of Staff. All exceptional National espionage and counter-intelligence operations which are conducted by the Central Intelligence Agency in, from, or through a military theater will be coordinated by the Director of Central Intelligence with the Joint Chiefs of Staff.

~~TOP SECRET~~

Approved For Release 2003/08/18 : CIA-RDP85S00362R000600160021-5

9. With the exception of National Security Council Directive NO. 1, all other Council directives or implementing supplements shall be construed to be non-applicable to the clandestine operations defined herein.

3. h. EXCEPTIONAL OPERATIONS - this term when applied to the operations and actions defined herein, further defines those which are performed by the Central Intelligence Agency in support of national intelligence requirements.

~~TOP SECRET~~

Approved For Release 2003/08/18 : CIA-RDP85S00362R000600160021-5